

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DRAYVON CARMICHAEL,

Petitioner,

20 CIVIL 10622 (KMK)(PED)

-against-

**JUDGMENT**

ANTHONY J. ANNUCCI,

Respondent.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated April 10, 2023, the R&R, dated December 23, 2022, is ADOPTED in its entirety. The Petition is DISMISSED. Because Petitioner has not made a substantial showing of the denial of a constitutional right, a certificate of appealability will not issue, see 28 U.S.C. § 2253(c)(2); Lucidore v. N.Y. State Div. of Parole, 209 F.3d 107, 111-12 (2d Cir. 2000), and the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from the Order would not be taken in good faith; accordingly, the case is closed.

**Dated:** New York, New York  
April 10, 2023

**RUBY J. KRAJICK**

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**Clerk of Court**

BY:

*K. Mango*

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**Deputy Clerk**